

REMARKS/ARGUMENTS

The final Office Action of August 9, 2006, has been reviewed and the following remarks are responsive thereto. Claims 27, 28, 33, 34 and 38-40 have been cancelled without prejudice or disclaimer. Claims 21-26, 29-32, 35-37, 41, 43-46 and 48-50 have been amended. Claims 21-26, 29-32, 35-37 and 41-50 remain pending after entry of this amendment.

Claim Rejections Under 35 U.S.C. §112

Claims 21-26, 29-32, 35-37 and 41-50 stand rejected under 35 U.S.C. §112, first paragraph, for allegedly failing to comply with the written description requirement. Applicants respectfully traverse this rejection for at least the following reasons.

While Applicants believe that the claims are supported by the specification as previously presented, Applicants have amended claims 21, 29, 35, 41, 43, 44 and 46-49 to be in a more preferred form in order to advance prosecution of this case. For example, amended independent claims 21, 29, 35, 44 and 46 now all relate to, *inter alia*, receiving data field size information from a second portable device and modifying data received from a first portable device in accordance with the data field size information. In addition, amended independent claim 41 recites, *inter alia*, “modifying the second set of one or more personalized information in accordance with the data storage specifications of the second portable device.” Claims 29, 43 and 47-49 have also been similarly amended. Support for these features may be found throughout the specification and at least at p. 14, line 29 – p. 15, line 9. As such, claims 21, 29, 35, 41, 44 and 46 are allowable for at least this reason. In addition, since claims 22-26, 30-32, 36, 37, 42, 43 and 45 and 47-50 are dependent on claims 21, 29, 35, 41, 44 and 46, respectively, they are also allowable for at least the same reasons as their base independent claims.

CONCLUSION

All rejections having been addressed, Applicants respectfully submits that the instant application is in condition for allowance, and respectfully solicits prompt notification of the same. However, if for any reason the Examiner believes the application is not in condition for allowance or there are any questions, the Examiner is requested to contact the undersigned at (202) 824-3156.

Respectfully submitted,
BANNER & WITCOFF, LTD.

Dated this 9th day of January, 2007

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